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Attorneys for Defendants
UBER TECHNOLOGIES, INC., RASIER, LLC,
and RASIER-CA, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

This Document Relates to:

ALL ACTIONS

Case No. 3:23-md-03084-CRB (LJC)

**DECLARATION OF CHRISTOPHER V.
COTTON IN SUPPORT OF DEFENDANTS'
MOTION REGARDING FRAUDULENT
PLAINTIFF FACT SHEETS**

Judge: Hon. Charles R. Breyer
Courtroom: 6 – 17th Floor

1 I, Christopher V. Cotton, state as follows:

2 1. I am an attorney at Shook, Hardy & Bacon L.L.P., counsel of record for Defendants Uber
3 Technologies, Inc., Rasier, LLC, and Rasier-CA, LLC (collectively, “Uber” or “Defendants”). I offer
4 this Declaration in the above-captioned matter in support of Uber’s Motion Regarding Fraudulent
5 Plaintiff Fact Sheets.
6

7 2. On November 19, 2025, this Court ordered counsel for Plaintiffs who had submitted
8 Plaintiff Fact Sheets (“PFS”) without verifications to serve Rule 26(g) certifications “identifying on
9 separate lists: (i) which plaintiffs reviewed the amended PFS before it was served, and (b) which
10 plaintiffs did not review the amended PFS before it was served.” ECF 4442.
11

12 3. On December 3, 2025, the law firms of Nachawati Law Group, Williams Hart &
13 Boundas (“WHB”), and Kherkher Garcia served Rule 26(g) certifications indicating that certain
14 Plaintiffs did not review their amended PFS before they were served.

15 4. On December 4, 2025, I emailed attorneys at those three law firms and MDL Plaintiffs’
16 leadership stating that the submitted certifications make clear that a significant number of amended PFS
17 were submitted without review by the Plaintiffs, and it appears many of the Plaintiffs at issue are no
18 longer in contact with their respective counsel. I stated that Uber expects to seek appropriate relief,
19 including (1) conversion of dismissals without prejudice already granted by the Court to dismissals with
20 prejudice, and (2) depositions of certain plaintiffs at issue. In addition, I stated that Uber would seek an
21 order requiring counsel for each of the law firms at issue to certify that all Plaintiffs represented by those
22 firms reviewed all PFS, including all amendments thereto, before submitting them.
23

24 5. On December 4, 2025, I met and conferred on these issues with counsel from the
25 Kherkher Garcia law firm. We were not able to resolve these issues.
26

27 6. On December 5, 2025, I sent a follow up email to Nachawati Law Group, WHB, and
28 MDL Plaintiffs’ leadership in a further effort to meet and confer. On the same day, I ultimately met and

1 conferred with counsel from WHB and separately with a representative of MDL Plaintiffs' leadership.
2 We were not able to resolve these issues. I did not receive a response to my requests to meet and confer
3 from the Nachawati Law Group.
4

5 7. Attached as **Exhibit A** is a list of the 73 Plaintiffs whom Plaintiffs' firms Nachawati Law
6 Group, Williams, Hart & Boundas, LLP, and Kherkher Garcia LLP admitted did not review their
7 completed amended Plaintiff Fact Sheet.

8 8. Attached as **Exhibit B** is a list of five Plaintiffs for whom Uber is seeking depositions
9 regarding changes made in their amended Plaintiff Fact Sheets. Counsel for these Plaintiffs have now
10 admitted that these changes were not reviewed by those Plaintiffs.
11

12 9. Attached as **Exhibit C** is a proposed order to Uber's Motion Regarding Fraudulent
13 Plaintiff Fact Sheets.

14 10. Attached as **Exhibit D** is a true and correct copy of the Plaintiff Fact Sheet served on
15 April 21, 2025 on behalf of MDL ID 3201 and verified by that Plaintiff on May 7, 2025.

16 11. Attached as **Exhibit E** is a true and correct copy of the First Amended Plaintiff Fact
17 Sheet served on behalf of MDL ID 3201 on August 9, 2025. This PFS has not been verified.
18

19 12. Attached as **Exhibit F** is a true and correct copy of the First Amended Plaintiff Fact
20 Sheet served on December 12, 2024 on behalf of MDL ID 1496 and verified by that Plaintiff on the
21 same day.

22 13. Attached as **Exhibit G** is a true and correct copy of the Second Amended Plaintiff Fact
23 Sheet served on behalf of MDL ID 1496 on August 20, 2025. This PFS has not been verified.

24 14. Attached as **Exhibit H** is a true and correct copy of the First Amended Plaintiff Fact
25 Sheet served on September 23, 2024 on behalf of MDL ID 1500 and verified by that Plaintiff on
26 December 12, 2024.
27
28

1 15. Attached as **Exhibit I** is a true and correct copy of the Second Amended Plaintiff Fact
2 Sheet served on behalf of MDL ID 1500 on August 18, 2025. This PFS has not been verified.

3 16. Attached as **Exhibit J** is a true and correct copy of the First Amended Plaintiff Fact Sheet
4 served on September 4, 2024 on behalf of MDL ID 1508 and verified by that Plaintiff on December 12,
5 2024.

6 17. Attached as **Exhibit K** is a true and correct copy of the Second Amended Plaintiff Fact
7 Sheet served on behalf of MDL ID 1508 on August 18, 2025. This PFS has not been verified.

8 18. Attached as **Exhibit L** is a true and correct copy of the First Amended Plaintiff Fact
9 Sheet served on behalf of MDL ID 1943 on December 17, 2024. This PFS has not been verified.

10 19. Attached as **Exhibit M** is a true and correct copy of the Second Amended Plaintiff Fact
11 Sheet served on behalf of MDL ID 1943 on June 30, 2025. This PFS has not been verified.

12 I declare under the penalty of perjury under the laws of the United States that the foregoing is
13 true and correct.

14 Dated: December 5, 2025

15 Respectfully submitted,

16 By: /s/ Christopher V. Cotton

17 Christopher V. Cotton (admitted *Pro Hac*
18 *Vice*)

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